

MELODY A. KRAMER, SBN 169984
KRAMER LAW OFFICE, INC.
9930 Mesa Rim Road, Suite 1600
San Diego, California 92121
Telephone (858) 362-3150
mak@kramerlawip.com

J. MICHAEL KALER, SBN 158296
KALER LAW OFFICES
9930 Mesa Rim Road, Suite 200
San Diego, California 92121
Telephone (858) 362-3151
michael@kalerlaw.com

Attorneys for Plaintiff JENS ERIK SORENSEN,
as Trustee of SORENSEN RESEARCH AND
DEVELOPMENT TRUST

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF CALIFORNIA

JENS ERIK SORENSEN, as Trustee of) Case No. 08 cv 234
SORENSEN RESEARCH AND)
DEVELOPMENT TRUST,)

Plaintiff)

v.)

**FIRST AMENDED NOTICE OF
RELATED CASES**

EMISSIVE ENERGY CORP., a)
Delaware Corporation; and DOES 1 –)
100,)

Defendants.)

1 Pursuant to Local Civil Rule 40.1(e), Plaintiff JENS E. SORENSEN, as
2 TRUSTEE OF THE SORENSEN RESEARCH AND DEVELOPMENT TRUST
3 (“SRDT”), hereby gives FIRST AMENDED notice of cases related to the present
4 case. Specifically, SRD TRUST gives notice of the following related cases that all
5 arise from alleged infringement of United States Patent Number 4,935,184 (“the ‘184
6 patent”), whether pending, dismissed, or otherwise terminated:

7 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
8 *Trust v. Central Purchasing, LLC, et al.*, Case No. 08cv309, filed February 15, 2008
9 in the United States District Court for the District of Southern California. Plaintiff
10 alleges infringement of the ‘184 patent by Defendants. Consolidation is not
11 recommended because this related case involves different parties and has different
12 products at issue.

13 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
14 *Trust v. Logitech, Inc., et al.*, Case No. 08cv308, filed February 15, 2008 in the
15 United States District Court for the District of Southern California. Plaintiff alleges
16 infringement of the ‘184 patent by Defendants. Consolidation is not recommended
17 because this related case involves different parties and has different products at issue.

18 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
19 *Trust v. Metabo Corporation, et al.*, Case No. 08cv304, filed February 15, 2008 in
20 the United States District Court for the District of Southern California. Plaintiff
21 alleges infringement of the ‘184 patent by Defendants. Consolidation is not
22 recommended because this related case involves different parties and has different
23 products at issue.

24 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
25 *Trust v. Rally Manufacturing, Inc., et al.*, Case No. 08cv302, filed February 15, 2008
26 in the United States District Court for the District of Southern California. Plaintiff
27 alleges infringement of the ‘184 patent by Defendants. Consolidation is not
28 recommended because this related case involves different parties and has different

1 products at issue.

2 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
3 *Trust v. Sunbeam Products, Inc., et al.*, Case No. 08cv306, filed February 15, 2008 in
4 the United States District Court for the District of Southern California. Plaintiff
5 alleges infringement of the '184 patent by Defendants. Consolidation is not
6 recommended because this related case involves different parties and has different
7 products at issue.

8 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
9 *Trust v. Star Asia, U.S.A., LLC, et al.*, Case No. 08cv307, filed February 15, 2008 in
10 the United States District Court for the District of Southern California. Plaintiff
11 alleges infringement of the '184 patent by Defendants. Consolidation is not
12 recommended because this related case involves different parties and has different
13 products at issue.

14 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
15 *Trust v. CTT Tools, Inc., et al.*, filed February 5, 2008 in the United States District
16 Court for the District of Southern California. Plaintiff alleges infringement of the
17 '184 patent by Defendants. Consolidation is not recommended because this related
18 case involves different parties and has different products at issue.

19 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
20 *Trust v. Global Machinery Company, et al.*, filed February 5, 2008 in the United
21 States District Court for the District of Southern California. Plaintiff alleges
22 infringement of the '184 patent by Defendants. Consolidation is not recommended
23 because this related case involves different parties and has different products at issue.

24 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
25 *Trust v. Alltrade Tools, LLC, et al.*, filed February 5, 2008 in the United States
26 District Court for the District of Southern California. Plaintiff alleges infringement
27 of the '184 patent by Defendants. Consolidation is not recommended because this
28 related case involves different parties and has different products at issue.

1 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
2 *Trust v. Motorola, Inc., et al.*, Case No. 3:08-cv-0136 LAB RBB, filed January 23,
3 2008 in the United States District Court for the District of Southern California.
4 Plaintiff alleges infringement of the '184 patent by Defendants. Consolidation is not
5 recommended because this related case involves different parties and has different
6 products at issue.

7 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
8 *Trust v. Sanyo North America Corporation, et al.*, Case No. 3:08-cv-0135 DMS
9 POR, filed January 23, 2008 in the United States District Court for the District of
10 Southern California. Plaintiff alleges infringement of the '184 patent by Defendants.
11 Consolidation is not recommended because this related case involves different
12 parties and has different products at issue.

13 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
14 *Trust v. Informatics, inc., et al.*, Case No. 3:08-cv-0134-L NLS, filed January 23,
15 2008 in the United States District Court for the District of Southern California.
16 Plaintiff alleges infringement of the '184 patent by Defendants. Consolidation is not
17 recommended because this related case involves different parties and has different
18 products at issue.

19
20 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
21 *Trust v. Ryobi Technologies, Inc., et al.*, Case No. 3:08-cv-0070-BTM-CAB, filed
22 January 11, 2008 in the United States District Court for the District of Southern
23 California. Plaintiff alleges infringement of the '184 patent by Defendants.
24 Consolidation is not recommended because this related case involves different
25 parties and has different products at issue.

26 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
27 *Trust v. Senco Products, Inc.*, Case No. 3:08-cv-0071-BTM-CAB, filed January 11,
28 2008 in the United States District Court for the District of Southern California.

1 Plaintiff alleges infringement of the '184 patent by Defendants. Consolidation is not
2 recommended because this related case involves different parties and has a single
3 different product at issue.

4 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
5 *Trust v. Emerson Electric Co., et al*, Case No. 3:08-cv-0060-BTM-CAB, filed
6 January 10, 2008 in the United States District Court for the District of Southern
7 California. Plaintiff alleges infringement of the '184 patent by Defendants.
8 Consolidation is not recommended because this related case involves different
9 parties and has different products at issue.

10 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
11 *Trust v. Johnson Level & Tool Mfg. Co., Inc.*, Case No. 3:08-cv-0025-BTM-CAB,
12 filed January 4, 2008 in the United States District Court for the District of Southern
13 California. Plaintiff alleges infringement of the '184 patent by Defendants.
14 Consolidation is not recommended because this related case involves different
15 parties and has different, unrelated products at issue.

16 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
17 *Trust v. Lexar Media, Inc.*, Case No. 5:08-cv-00095-JW, filed January 7, 2008 in the
18 United States District Court for the District of Northern California. Plaintiff alleges
19 infringement of the '184 patent by Defendants. Consolidation is not recommended
20 because this related case involves different parties and has different unrelated
21 products at issue.

22 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
23 *Trust v. Ampro Tools Corporation*, Case No. 4:08-cv-00096-CW, filed January 7,
24 2008 in the United States District Court for the District of Northern California.
25 Plaintiff alleges infringement of the '184 patent by Defendants. Consolidation is not
26 recommended because this related case involves different parties and has different,
27 unrelated products at issue.

28 *PowerStation LLC, et al v. Sorensen Research and Development Trust*, Case

1 No. 07-cv-04167-RBH, filed December 31, 2007 in the United States District Court
2 for the District of South Carolina. Plaintiff seeks declaratory judgment that the '184
3 patent is invalid and not infringed by them, and also makes an unfair trade practices
4 claim. Consolidation is not recommended because case involves different parties
5 and different products, and adds a state law cause of action.

6 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
7 *Trust v. Energizer Holdings, Inc., et al*, Case No. 3:07-CV-2321-BTM-CAB, filed
8 December 11, 2007 in the United States District Court for the Southern District of
9 California. Consolidation is not recommended because this related case involves
10 different parties and has different, unrelated products at issue.

11 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
12 *Trust v. Giant International, Inc., et al*, Case No. 3:07-CV-2121-BTM-CAB, filed
13 November 6, 2007 in the United States District Court for the Southern District of
14 California. Consolidation is not recommended because this related case involves
15 different parties and has different, unrelated products at issue.

16 *Jens Erik Sorensen as Trustee of Sorensen Research and Development Trust v.*
17 *Esseplast (USA) NC, Inc., et al*, Case No. 3:07-cv-2277-BTM-CAB, filed December
18 4, 2007 in this District. Consolidation is not recommended because this related case
19 involves different parties and has different, unrelated products at issue.

20 *Jens Erik Sorensen as Trustee of Sorensen Research and Development Trust v.*
21 *Helen of Troy Texas Corporation, et al*, Case No. 3:07-cv-2278-BTM-CAB, filed
22 December 4, 2007 in this District. Consolidation is not recommended because this
23 related case involves different parties and has different, unrelated products at issue.

24 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
25 *Trust v. First International Digital, Inc., et al*, Case No. 3:07-cv-5525-JSW, filed
26 October 30, 2007 in the United States District Court for the Northern District of
27 California. Consolidation is not recommended because this related case involves
28 different parties and has different, unrelated products at issue.

1 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
2 *Trust v. Digital Networks North America, Inc., et al*, Case No. 3:07-5568-JSW, filed
3 November 1, 2007 in the United States District Court for the Northern District of
4 California. Consolidation is not recommended because this related case involves
5 different parties and has different, unrelated products at issue.

6 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*
7 *Trust v. The Black & Decker Corporation, et al*, Civil Case No.: 3:06-CV-1572-
8 BTM-CAB, filed August 7, 2006, in the United States District Court for the Southern
9 District of California. Consolidation is not recommended because this related case
10 involves different parties and has different, unrelated products at issue.

11 *American Safety Razor Co. v. Sorensen Research & Development Trust*, Civil
12 Case No. 07-CV-00730-HHK, filed April 20, 2007, in the United States District
13 Court for the District of Columbia. Consolidation is not recommended because this
14 related case involves different parties and has different, unrelated products at issue.

15 *DMS Holdings, Inc. v. Sorensen Research & Development Trust*. Civil Case
16 No.: 07-CV-02690, filed May 11, 2007, in the United States District Court for the
17 Northern District of Illinois. Consolidation is not recommended because this related
18 case involves different parties and has different, unrelated products at issue.

19 *Jens Erik Sorensen as Trustee of the Sorensen Research And Development*
20 *Trust v. Tecnica USA, Inc and Nordica USA, Inc.*, Civil Case No. 06CV1941 B
21 MLS, filed September 18, 2006 in the Southern District of California. The action
22 was settled by the parties, and dismissed.

23 *Jens Erik Sorensen As Trustee of The Sorensen Research And Development*
24 *Trust v. Head USA Inc.* Civil Case No.: 06CV1434BTN CAB, filed July 2006 in
25 the Federal District for the Southern District of California. The action was settled by
26 the parties, and dismissed.

27 *Head USA Inc. v. Jens Erik Sorensen (As Trustee of The Sorensen Research*
28 *And Development Trust), and Sorensen Research And Development Trust*. Docket

1 No.: 306CV00983, filed June 2006 in the Federal District of Connecticut. The matter
2 was transferred and consolidated with the *Sorensen Research And Development*
3 *Trust v. Head USA Inc.* action filed in the Southern District of California, Civil Case
4 No.: 06CV1434BTM CAB. The action was later settled by the parties, and
5 dismissed.

6 *Nordica USA Corp. v. Jens Ole Sorensen, Jens Erik Sorensen, and Sorensen*
7 *Research and Development Trust.* Docket No. 1:06-cv-91-JM filed March 8, 2006 in
8 the Federal District of New Hampshire. The matter was transferred and consolidated
9 with *Jens Erik Sorensen As Trustee of The Sorensen Research And Development*
10 *Trust v. Tecnica USA, Inc and Nordica USA, Inc.,* Civil Case No. 06CV1941 B
11 MLS, filed in the Southern District of California. The action was later settled by the
12 parties.

13 *Jens Ole Sorensen, and Jens E. Sorensen, as Trustee Of The Sorensen*
14 *Research and Development Trust v. DaimlerChrysler AG, and Mercedes-Benz USA,*
15 *LLC.* Civil No. 03-1763 (HAA) filed in the United States District Court for
16 Northern California and transferred to the United States District Court for New
17 Jersey. This matter has been settled and dismissed.

18 *In the Matter of Certain Automobile Tail Light Lenses And Products*
19 *Incorporating Same.* Investigation No. 337-TA-502 filed in the United States
20 International Trade Commission. The matter was remanded after appeal to the
21 Federal Circuit Court of Appeals, then settled and dismissed.

22 *Jens E. Sorensen, as Trustee Of The Sorensen Research and Development*
23 *Trust v. Premier Automotive Group, Ford Motor Company, and Jaguar, Ltd.* Case
24 No. 03-cv-01107, filed March 14, 2003 in the Federal Court for the Northern District
25 of California. The matter was settled and dismissed.

26 *Lowe's Companies, Inc., et al v. Sorensen Research and Development Trust.*
27 Case No. 05-cv-00234 filed July 29, 2005 in the Federal Court for the Western
28 District of North Carolina. The matter was never served and was dismissed.

1 *Digital Innovations LLC v. Sorensen Research and Development Trust.* Case
2 No. 05-cv-06428, filed November 9, 2005 in the Federal Court for the Northern
3 District of Illinois. The matter was never served and was dismissed.

4 *Big Lots v. Sorensen Research and Development Trust.* Case No. 2:06-cv-
5 1089, filed December 29, 2006 in the Federal Court for the Southern District of
6 Ohio. The matter was never served and was dismissed.

7 *Bon-Aire v. Sorensen Research and Development Trust.* Case No. 07-cv-054-
8 S, filed January 2007 in the Federal Court for the District of Idaho. The matter was
9 never served and was dismissed.

10 *Husqvarna Outdoor Products, Inc. v. Sorensen Research and Development*
11 *Trust.* CIV. NO. CV106-160 in the Federal Court for the Southern District of
12 Georgia on October 30, 2006. The matter was never served and was dismissed.

13 *Sorensen et al v. International Trade Commission et al.* 427 F.3d 1375
14 (Fed.Cir., 2005). After the Federal Circuit ruled in patentee's favor, the parties
15 settled and dismissed.

16
17 DATED this Monday, February 25, 2008.

18 JENS ERIK SORENSEN, as Trustee of
19 SORENSEN RESEARCH AND DEVELOPMENT
20 TRUST, Plaintiff

21 /s./ Melody A. Kramer

22 J. Michael Kaler, Esq.
23 Melody A. Kramer, Esq.
24 Attorneys for Plaintiff